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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: May 25, 2005

Name: G. Peter Nichols

Signature: 

BRINKS  
HOFFER  
GILSON  
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Sabacky et al.

Appln. No.: 10/732,864

Filed: December 10, 2003

For: METHOD FOR PRODUCING  
STRUCTURES

Attorney Docket No: 10225/65 (A14)

Examiner: TBA

Art Unit: 1754

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal Letter; Information Disclosure Statement; Form PTO-1449; cited references A21-A32  
☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

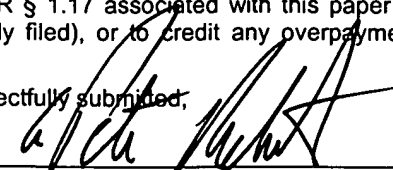
					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

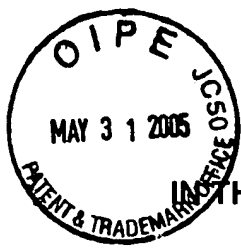
Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

May 25, 2005  
Date

  
G. Peter Nichols (Reg. No. 34,401)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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**INFORMATION DISCLOSURE STATEMENT**

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicants hereby cite the following reference(s):

No.	Date of Publication	Patentee/Applicant/Assignee
4,012,338	3/1977	Urwin
4,065,544	12/1977	Hamling et al.
4,482,642	12/1984	Ettlinger et al.
4,842,832	6/1989	Inoue et al.
4,923,682	5/1990	Roberts et al.
4,944,936	7/1990	Lawhorne
5,036,037	7/1991	Kladnig et al.
5,068,056	11/1991	Robb
5,545,468	8/1996	Koshiba et al.
5,550,095	8/1996	Naito et al.
5,562,763	10/1996	Bruckner et al.
5,698,177	12/1997	Pratsinis et al.
5,714,260	2/1998	Okuda et al.
5,770,310	6/1998	Noguchi et al.
5,840,111	11/1998	Wiederhoft et al.
6,001,326	12/1999	Kim et al.
6,099,634	8/2000	Uenishi et al.
6,890,510	5/10/2005	Spitler et al.
2002/0071806 A1	6/2002	Sabacky et al.
2003/0086865 A1	5/2003	Sabacky et al.

**FOREIGN DOCUMENTS**

<b>DOCUMENT NUMBER</b> <small>Number-Kind Code (if known)</small>	<b>DATE</b>	<b>COUNTRY</b>
0 832 847	4/1998	Europe
WO 01/00530	6/2000	WIPO
WO 01/00531	6/2000	WIPO
WO 01/12555	6/2000	WIPO
WO 01/60515	8/2001	WIPO

**OTHER DOCUMENTS**

1. Abstract, Japanese Patent No. JP 9309726A2: Lithium Titanate Hydrate and Its Production; issue date Dec. 2, 1997
2. Abstract, Japanese Pat. No. JP 9309727A2: Lithium Titanate, Its Production and Lithium Battery Using The Same; issue date Dec. 2, 1997.
3. Abstract, Japanese Pat. No. JP 9309728A2: Lithium Titanate, Its Production and Lithium Battery Using The Same; issue date Dec. 2, 1997.
4. Abstract, Japanese Pat. No. JP 10251020A2: Metal Substituted Lithium Titanate, its Production and Lithium Battery Using the Same; issue date Sep. 22, 1998.
5. Abstract, Japanese Pat. No. JP 10310428A2: Lithium Titanate Hydrate and Production of Lithium Titanate; issue date Nov. 24, 1998.
6. Abstract, Japanese Pat. No. JP 20281433A2: Production of Lithium Titanate Minute Sintered Particle; issue date Oct. 10, 2000.

7. Abstract, Japanese Pat. No. JP 20302547A2: Production of Lithium Titanate, Lithium Ion Battery and Its Negative Electrode; issue date Oct. 31, 2000.

Applicants are enclosing Form PTO-1449 (two sheets), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R §1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicants have calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

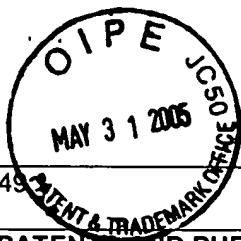
May 25, 2005

Date

Respectfully submitted,



G. Peter Nichols (Reg. No.34,401)



FORM PTO-1449	SERIAL NO. 10/732,864	CASE NO. 10225/65
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE December 10, 2003	GROUP ART UNIT 1754
(use several sheets if necessary)		APPLICANT(S): Sabacky et al.

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	4,012,338	3/1977	Urwin		
	A2	4,065,544	12/1977	Hamling et al.		
	A3	4,482,642	12/1984	Ettlinger et al.		
	A4	4,842,832	6/1989	Inoue et al.		
	A5	4,923,682	5/1990	Roberts et al.		
	A6	4,944,936	7/1990	Lawhorne		
	A7	5,036,037	7/1991	Kladnig et al.		
	A8	5,068,056	11/1991	Robb		
	A9	5,545,468	8/1996	Koshiba et al.		
	A10	5,550,095	8/1996	Naito et al.		
	A11	5,562,763	10/1996	Bruckner et al.		
	A12	5,698,177	12/1997	Pratsinis et al.		
	A13	5,714,260	2/1998	Okuda et al.		
	A14	5,770,310	6/1998	Noguchi et al.		
	A15	5,840,111	11/1998	Wiederhoft et al.		
	A16	6,001,326	12/1999	Kim et al.		
	A17	6,099,634	8/2000	Uenishi et al.		
	A18	6,890,510	5/10/2005	Spitler et al.		
	A19	2002/0071806 A1	6/2002	Sabacky et al.		
	A20	2003/0086865 A1	5/2003	Sabacky et al.		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A21	0 832 847	4/1998	Europe		
	A22	WO 01/00530	6/2000	WIPO		
	A23	WO 01/00531	6/2000	WIPO		
	A24	WO 01/12555	6/2000	WIPO		
	A25	WO 01/60515	8/2001	WIPO		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.</small>	
	A26	Abstract, Japanese Patent No. JP 9309726A2: Lithium Titanate Hydrate and Its Production; issue date Dec. 2, 1997
	A27	Abstract, Japanese Pat. No. JP 9309727A2: Lithium Titanate, Its Production and Lithium Battery Using The Same; issue date Dec. 2, 1997.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	SERIAL NO. 10/732,864	CASE NO. 10225/65
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EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	
	A28	Abstract, Japanese Pat. No. JP 9309728A2: Lithium Titanate, Its Production and Lithium Battery Using The Same; issue date Dec. 2, 1997.
	A29	Abstract, Japanese Pat. No. JP 10251020A2: Metal Substituted Lithium Titanate, its Production and Lithium Battery Using the Same; issue date Sep. 22, 1998.
	A30	Abstract, Japanese Pat. No. JP 10310428A2: Lithium Titanate Hydrate and Production of Lithium Titanate; issue date Nov. 24, 1998.
	A31	Abstract, Japanese Pat. No. JP 20281433A2: Production of Lithium Titanate Minute Sintered Particle; issue date Oct. 10, 2000.
	A32	Abstract, Japanese Pat. No. JP 20302547A2: Production of Lithium Titanate, Lithium Ion Battery and Its Negative Electrode; issue date Oct. 31, 2000.

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